

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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U.S. DISTRICT COURT
MASSACHUSETTS OFFICE

05-06-04 P 2:10

KEVIN GIBBONS
and JOHN CONTE,
Plaintiff

Civil Action No. 04-10453-RWZ

v.

CHAMPION WINDOW COMPANY
Defendant

CERTIFICATION PURSUANT TO
LOCAL RULE 16.1(D) (3)

The plaintiff, John Conte, and undersigned counsel hereby affirm that they have conferred:

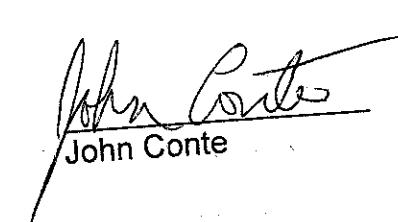
(a) with a view to establishing a budget for the costs of conducting the full course-- -- and various alternative courses-- -- of the litigation; and

(b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Respectfully submitted,

JOHN CONTE

By his attorney,


John Conte


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Dated: April 10, 2004